IN THE HIGH COURT OF JUDICATURE AT BOMBAY

NAGPUR BENCH, NAGPUR.

Contempt Petition No. 184 of 04
Mohan v. Dr Ramesh and ors

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Office Notes, Office Memoranda of Coram, Court's or Judge's Orders
appearances, Court's orders or directions
and Registrar's orders.

Mr Anand Parchure, Advocate for petitioner
Mr A.J. Mujumdar, AGP for respdts 1 to 3.

Coram : A.B. Chaudhari, J

Dated : 27.9.2007

1/ This contempt petition was filed on the basis of directions issued by this court on 6th April 2004 in Writ Petition No. 473 of 2004. The effective directions contained in paragraph 5 of the said order read thus -

> 'In view of the aforesaid position stated in the Government Resolution, the defence which has been raised by the 4th respondent cannot be accepted. The petitioners are, in the circumstances, entitled to the

> reliefs which have been claimed. The respondents shall in terms of prayer clause (i) of the petition forthwith consider the proposal for approval in respect of the petitioners on the post of Hostel Superintendent and decide the same in the light of the aforesaid observations made in this judgment within a period of six weeks from today. Upon the decision being arrrived at, the petitioners would be entitled to derive benefits as may flow therefrom. Petition is disposed of in the aforesaid terms. There shall be no order as to costs."

2/ Perusal of the above directions show that the respondents were directed to consider the proposal for approval. It appears now from the affidavit dated 28.9.2004 filed by the petitioner himself that the proposal was considered and he was also paid arrears of salary in the pay-scale of Rs. 3200-4000. The only grievance of the petitioner is that he should have been given pay-scale of Rs. 4500-7000. There is no such direction in

para 5 of the judgment of this Court in WP No. 473 of 2005. Hence, the grievance of the petitioner being raised about higher pay-scale cannot be entertained in the present contempt petition. Contempt Petition is, therefore, dismissed.

Judge.

hsj